



**United States District Court**  
Central District of California  
**Office of the Clerk**

**Jeffrey S. Thomason**  
Acting Chief Probation and Pretrial Services Officer  
255 East Temple Street, Suite 1410  
Los Angeles, CA 90012

**Cristina M. Squieri Bullock**  
Chief Deputy of Administration  
350 West 1st Street, Suite 4311  
Los Angeles, CA 90012

**Sara Tse Soo Hoo**  
Chief Deputy of Operations  
255 East Temple Street, Suite TS-134  
Los Angeles, CA 90012

**Kiry K. Gray**

District Court Executive / Clerk of Court  
350 West 1st Street, Suite 4311  
Los Angeles, CA 90012

August 6, 2021

Jae Hyun Kim  
Employee Justice Legal Group LLP  
3055 Wilshire Blvd Suite 1120  
Los Angeles, CA 90010  
Email: [jkim@ejlglaw.com](mailto:jkim@ejlglaw.com)

Anthony William Gomez  
California Department of Justice  
300 South Spring Street Suite 1702  
Los Angeles, CA 90013  
Email: [anthony.gomez@doj.ca.gov](mailto:anthony.gomez@doj.ca.gov)

Karina Godoy  
Employee Justice Legal Group LLP  
3055 Wilshire Boulevard Suite 1120  
Los Angeles, CA 90010  
Email: [kgodoy@ejlglaw.com](mailto:kgodoy@ejlglaw.com)

Lacey Rainwater  
LTL Attorneys LLP  
601 S Figueroa Street Suite 3900  
Los Angeles, CA 90017  
Email: [lacey.rainwater@ltlatorneys.com](mailto:lacey.rainwater@ltlatorneys.com)

Kaveh Sam Elihu  
Employee Justice Legal Group LLP  
3055 Wilshire Boulevard Suite 1120  
Los Angeles, CA 90010  
Email: [keliu@ejlglaw.com](mailto:keliu@ejlglaw.com)

Steven C Gonzalez  
Hua Gallai and Gonzalez LLP  
201 North Brand Boulevard Suite 200  
Glendale, CA 91203  
Email: [steve@hgglawyers.com](mailto:steve@hgglawyers.com)

Anthony David Sbardellati  
Constangy, Brooks, Smith & Prophete  
2029 Century Park East  
Suite 1100  
Los Angeles, CA 90067  
Email: [asbardellati@constangy.com](mailto:asbardellati@constangy.com)

Re: *Glenn Williams v. Wal-Mart Stores, Inc. et al.*,  
2:16-CV-03075 JAK (PJWx)

Dear Mr. Kim, Ms. Godoy, Mr. Elihu, Mr. Sbardellati, Mr. Gomez, Ms. Rainwater,  
and Mr. Gonzalez:

I have been contacted by Judge Kronstadt who presided over the above-mentioned case,  
which is now closed.

**Eastern Division**  
3470 Twelfth Street, Room 134  
Riverside, CA 92501

**Southern Division**  
411 West Fourth Street, Suite 1053  
Santa Ana, CA 92701

Mr. Kim, Ms. Godoy, Mr. Elihu, Mr. Sbardellati, Mr. Gomez, Ms. Rainwater, and Mr. Gonzalez  
August 6, 2021  
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Judge Kronstadt informed me that it has been recently brought to his attention that, while he presided over the case, he owned stock in Walmart. His ownership of stock neither affected nor impacted his decisions in this case. However, the stock ownership would have required recusal under the Code of Conduct for United States Judges. Therefore, Judge Kronstadt directed that I notify the parties of the conflict.

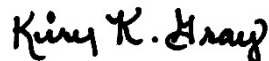
Advisory Opinion 71, from the Judicial Conference Codes of Conduct Committee, provides the following guidance for addressing disqualification that is not discovered until after a judge has participated in a case:

[A] judge should disclose to the parties the facts bearing on disqualification as soon as those facts are learned, even though that may occur after entry of the decision. The parties may then determine what relief they may seek and a court (without the disqualified judge) will decide the legal consequence, if any, arising from the participation of the disqualified judge in the entered decision.

Although Advisory Opinion 71 contemplated disqualification after oral argument before a Court of Appeals, the Committee explained “[s]imilar considerations would apply when a judgment was entered in a district court by a judge and it is later learned that the judge was disqualified.”

With Advisory Opinion 71 in mind, you are invited to respond to Judge Kronstadt’s disclosure of a conflict in this case, including any request to reopen the case. Should you wish to respond, please submit your response by filing it on the docket on or before September 8, 2021. Any response will be considered by another judge of this District without the participation of Judge Kronstadt.

Sincerely,

A handwritten signature in black ink that reads "Kirby K. Gray". The signature is written in a cursive, slightly stylized font.

Kiry K. Gray  
District Court Executive/Clerk of Court